

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Tessa Yesselman	Team: Team # 7	CCRB Case #: 200916677	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Saturday, 10/17/2009 9:45 PM	Location of Incident: Outside of § 87(2)(b)	Precinct: 40	18 Mo. SOL 4/17/2011	EO SOL 4/17/2011	
Date/Time CV Reported Tue, 10/27/2009 8:34 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 10/27/2009 8:34 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Christoph Crain	03856	933719	040 PCT
2. POM Clement Krug	17000	932866	040 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Christoph Crain	Abuse: PO Christoph Crain stopped § 87(2)(b)	
B.POM Clement Krug	Abuse: PO Clement Krug stopped § 87(2)(b)	
C.POM Clement Krug	Abuse: PO Clement Krug searched § 87(2)(b)	

### Case Summary

§ 87(2)(b) filed a complaint with the CCRB using the telephone on October 27, 2009. On October 17, 2009, at approximately 9:45 PM, § 87(2)(b) was sitting with three friends outside of his apartment building, located at § 87(2)(b) in the Bronx. A marked patrol vehicle pulled up in front of § 87(2)(b) and parked their vehicle. Two officers approached § 87(2)(b) and his friends. The officers asked the group if everything was okay, and § 87(2)(b) responded that everything was fine and that nobody had called 911. The officers asked § 87(2)(b) for identification and he complied. § 87(2)(b) read the names of the officers off of their shirts. Their names were PO Krug and PO Crain. PO Krug then searched § 87(2)(b). The officers told § 87(2)(b) that he was stopped because they suspected he had been trespassing. The officers told § 87(2)(b) to get against the wall, and § 87(2)(b) did so with his arms crossed. The officers told § 87(2)(b) to uncross his arms. § 87(2)(b) initially refused, but eventually uncrossed his arms. PO Crain went back to the police vehicle and ran § 87(2)(b)'s identification for warrants. PO Crain returned to § 87(2)(b) and handed him a summons for § 87(2)(b).

The investigator called § 87(2)(b) on November 17, 2009, and scheduled an appointment for November 18, 2009. § 87(2)(b) left the investigator a voicemail stating that he wished to reschedule the appointment, and the investigator called § 87(2)(b) on November 18, 2009, and the phone rang with no answer. The investigator called § 87(2)(b) on November 23, 2009, November 30, 2009, and December 8, 2009. Each time, the phone rang and an answering machine with an excessively long recording, exceeding two minutes, answered. The investigator sent § 87(2)(b) letters on November 23, 2009, and December 8, 2009. Neither of the letters sent to § 87(2)(b) were returned to the CCRB. § 87(2)(g)

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Team: \_\_\_\_\_

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Investigator: _____	_____	_____
Signature	Print	Date

Supervisor: _____	_____	_____
Title/Signature	Print	Date

Reviewer: _____	_____	_____
Title/Signature	Print	Date

Reviewer: _____	_____	_____
Title/Signature	Print	Date